

331.4 Control and disposal of non-federally-inspected products in States designated under paragraph 301(c) of the Act.

331.5 Criteria and procedure for designating establishments with operations which would clearly endanger the public health; disposition of products; application of regulations.

331.6 Designation of States under section 205 of the Act; application of sections of the Act and the regulations.

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SOURCE: 35 FR 19667, Dec. 29, 1970, unless otherwise noted.

#### §331.1 Definition of "State".

For purposes of this part, the term "State" means any State (including the Commonwealth of Puerto Rico) or organized Territory.

#### §331.2 Designation of States under paragraph 301(c) of the Act.

Each of the following States has been designated, under paragraph 301(c) of the Act, as a State in which the provisions of Titles I and IV of the Act shall apply to operations and transactions wholly within such State. The Federal provisions apply, effective on the dates shown below:

State	Effective date of application of Federal provisions
Arkansas .....	June 1, 1981.
California .....	Apr. 1, 1976.
Colorado .....	July 1, 1975.
Connecticut .....	Oct. 1, 1975.
Florida .....	Dec. 2, 1997.
Guam .....	Jan. 21, 1972.
Hawaii .....	Nov. 1, 1995.
Idaho .....	July 1, 1981.
Kentucky .....	Jan. 14, 1972.
Maine .....	May 12, 1980.
Maryland .....	March 31, 1991.
Massachusetts .....	Jan. 12, 1976.
Michigan .....	Oct. 3, 1981.
Minnesota .....	May 16, 1972.
Missouri .....	Aug. 18, 1972.
Nebraska .....	Oct. 1, 1971.
Nevada .....	July 1, 1973.
New Hampshire .....	Aug. 6, 1978.
New Jersey .....	July 1, 1975.
New York .....	July 16, 1975.
North Dakota .....	June 22, 1970.
Northern Mariana Islands .....	Oct. 29, 1979.
Oregon .....	July 1, 1972.
Pennsylvania .....	July 17, 1972.
Puerto Rico .....	June 18, 1971.
Rhode Island .....	Oct. 1, 1981.
Tennessee .....	Oct. 1, 1975.
Virgin Islands of the U.S. ....	Nov. 27, 1971.
Washington .....	June 1, 1973.

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EDITORIAL NOTE: For FEDERAL REGISTER citations affecting §331.2, see the List of CFR Sections Affected in the Finding Aids section of this volume.

#### §331.3 States designated under paragraph 301(c) of the Act; application of regulations.

The provisions of the regulations in this subchapter apply to operations and transactions wholly within each State designated in §331.2 under paragraph 301(c) of the Act, except as otherwise provided in this section. (The provisions of the regulations apply in all respects to operations and transactions in or for commerce.)

(a) Each establishment located in such a designated State shall be granted inspection required under §302.1(a)(2) of this subchapter only if it is found, upon a combined evaluation of its premises, facilities, and operating procedures, to be capable of producing products that are not adulterated or misbranded.

(b) Section 305.2 of this subchapter will apply to establishments required to have inspection under §302.1(a)(2) of this subchapter, except that existing interconnections between official and unofficial establishments will be permitted if it is determined in specific cases that the interconnections are such that transfer of inedible product into the official establishment would be difficult or unusual, and any such transfers are strictly prohibited, except as permitted under other provisions of this subchapter. It is essential that separation of facilities be maintained to the extent necessary to assure that inedible product does not enter the official establishment contrary to the regulations in this subchapter.

(c) Section 308.4 of this subchapter shall apply to such establishments, except that separate facilities for men and women workers will not be required when the majority of the workers in the establishment are related by blood or marriage, provided that this will not conflict with municipal or State requirements; and except that separation of toilet soil lines from house drainage lines to a point outside the buildings will not be required in existing construction when positive acting back-flow devices are installed.